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Sent: 3/8/2019 1:53:30 PM
To: Idsal, Anne [idsal.anne@epa.gov]; Chancellor, Erin [chancellor.erin@epa.gov]
Subject: Updates (for today's call)

Oklahoma

Bird Creek – The draft permit mods were reviewed and edited early this month after we learned all monitoring stations were at background. These drafts are currently under review by DOJ. Jireh recently notified the Region they had some suggested changes to the initial draft (not the most recent version). EPA's instream monitoring network has been removed.

New Mexico

Mescalero - We had a monthly status call with Mescalero on February 8, 2019. The Tribe asked if the boil advisory could be lifted at the Community PWS. (There is a health clinic at Community.) They were advised that boil advisory could be lifted if everything in the AO was addressed and they seemed to understand. In the meantime, they have drafted a short-term and a long-term plan and are prioritizing the repairs.

Monarch - On February 22, 2019, Monarch Waste Technologies completed initial performance testing at its hospital/medical/infectious waste incinerator located on the Nambe Pueblo near Santa Fe, New Mexico. EPA is currently waiting to receive the testing reports. The performance testing results should be available within 60 days of the testing (approximately April 22).

NM Statewide MS4 GP- we plan to send final draft to HQ for OMB Significance determination in March and finalize by end of April. If OMB decides to review, that could add up to 90 days to the timeline.

Los Alamos Designation Petition - We plan to restart stakeholder meetings after the Statewide MS4 Permit is issued and use that as the basis for developing a targeted permit for the Los Alamos area. HQ/OGC still want us to not make a final designation decision until we are issuing a final permit. Getting Los Alamos County and maybe NM DOT on board with helping us craft a permit is problematic while they oppose being designated as even needing a permit. We also do not know if the new State of NM leadership has revised NMED's initial position in the comment letter on the proposed designation that we should not designate (made under previous administration).

Navajo Wells – shared draft w/ Region 6 comments. Asked R9 for update.

San Mateo - Agreement with the Working Group on the Statement of Work should be done by March 31. The technical elements of the Remedial Investigating and Feasibility Study have been agreed upon without resort to placement on the National Priorities List.

Chevron Questa – New letter for ROD amendment is under review.

NM Produced Water - The NM Produced Water MOU termination clause is the end of 2018 or the completion of the white paper, whichever is later. But we didn't define "completion" anywhere. OW seems to want to re-engage the 3 NM state agencies to see if they are interested in picking up the review of the input comments that ended in mid-December.

Texas

Corpus Christi - The US sent a revised consent decree in response to City's latest offer. Meanwhile, internally, we are in early stage of a potential escalation process with OECA on two of the three remaining major issues in negotiations. They are: 1) forming an escrow account for the SEP project. This is a late added requirement from OECA. And, 2) providing some early or partial termination of the CD if feasible. We are asking OECA and DOJ for termination provisions from

other muni CDs or other CDs, to help inform consideration and potential development of a termination proposal here. And, at our request, DOJ is obtaining reapproval of the Corpus Complaint. This will allow DOJ to send a scheduling letter which would notify the City of a date scheduled for filing of the Complaint, which would serve as a deadline for pre-filing CD negotiations.

Ethylene Oxide – Houston Air Alliance continues to express interest in our strategy. EPA Region 6 is evaluating a list of priority facilities with emission levels that may pose the highest potential risk to the nearby communities and working with the states on steps to quickly reduce emissions. EPA is gathering additional information on industrial emissions of ethylene oxide, which may include testing at some facilities or inspections. They are: Union Carbide, Taft, LA; Huntsman, Port Neches, TX; Air Products/Evonik's, Reserve, LA; Shell Technologies, Houston, TX; and Sasol, Lake Charles, LA.

San Jacinto - Work on the second phase to support the Remedial Design is currently in the work plan phase and is under review by EPA, the Texas Commission on Environmental Quality, Harris County and the Port of Houston. This phase will include additional data collection and will evaluate water treatment options and technologies to stabilize waste for offsite disposal. EPA plans to hold a public information meeting in mid to late March 2019 to provide an update on site activities.

Louisiana

Minden - Phase 3, Site Closure is still needing to be implemented. Received notification from LMD that they propose to begin the estimated 90 Site Closure effort in mid-March. Afterwards, they have a short period to complete their report and then final completion of the AOC Removal Action.

Colfax - Bijan said that LDEQ conducted air sampling and that Colfax installed fence-line monitors, neither of which found "anything of concern." Regarding the pending RCRA permit renewal, Secretary Brown is requiring Colfax to develop a "hybrid" alternative approach to OB/OD and Colfax has hired a consultant to do that work.

Arkansas

Vertac 5-year – draft language with program for review and coordination with HQ. Alerted Steven.

303d – Waiting on response from ADEQ to our suggestions that could have us approve the entire list upon submission. Unclear to ADEQ process – commission approval and notice requirements but Charles is checking on it.

Trafalgar Fire - The Emergency Management Assistance Compact (EMAC) exists as a mutual aid support system between the states. Here is a link to the EMAC website <https://www.emacweb.org/>. In addition to EMAC, the States of Region 6 (including AR) also have an Interstate Emergency Response Support Plan signed in 2009. It was exercised in 2010 so it's been a while (need to confirm).

Multi-purpose grants: HQ is finalizing the guidance that provides resources to every state agency that supports at least 1 of the 18 Continuing Environmental Programs and the remaining balance will be distributed based on prior year allocations. We are working to get this out ASAP. EPA received \$10m in FY18 and \$11 in FY19. So we'll be distributing \$21m. There will be a tribal share as well. During the DRA, HQ committed to sharing the draft preliminary FY18 allocation to us and I expect it will be less than \$1m.

GENERAL

IOGCC – Coordinating with Doug now that he is lead for Oil & Gas re: Annual Business Meeting in Oklahoma City, Oklahoma, May 5 - 7, 2019 at the Skirvin Hilton Oklahoma City Hotel in Downtown OKC.